

providing a pair of glide assemblies;

operatively connecting said glide assemblies to said base rail and said lower member of said wall frame, said glide assemblies each including a generally vertically oriented adjustment member;

providing a pair of apertures in said lower member of said wall frame, each aperture vertically aligned above an adjustment member;

inserting a rotary tool vertically through said apertures to engage said adjustment members; and

rotating said adjustment members with said rotary tool.

RESPONSE

The applicant thanks the Examiner for her allowance of claims 1-3. New claims 7 and 8 have been added to the application so that claims 1-8 are now in the application.

The Examiner rejected claims 4-6 under section 112 as being indefinite because of the phrase "can be" in claim 4. As can be seen from the amendment, the phrase has been deleted and the word "is" has been substituted. It is believed that this substitution obviates the rejection.

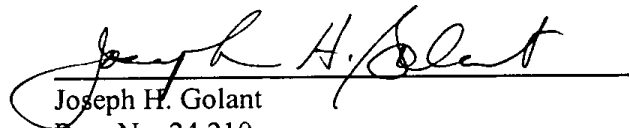
Claims 4-6 were rejected under section 102 as being anticipated by Goodman et al. Claim 4 has been amended to recite a "tool receiving apertures in the lower member (of the wall frame) aligned vertically above each adjustment member." None of the cited references discloses this limitation, therefore, instead of attempting to rely on a limitation of "inserting a rotary tool" the claim now recites structural limitations which allows a rotary tool to be lowered vertically through the apertures in order to move the adjustment members.

New claim 8 also includes the limitations of providing apertures vertically aligned above the adjustment members, of inserting a rotary tool through the apertures and of rotating the adjustment members. None of the cited references disclose such limitations.

In view of the above amendments and comments, the Examiner is respectfully requested to indicate allowance of the remaining claims. Should the Examiner believe that a telephone conference with the undersigned will facilitate prosecution, she is invited to call at her convenience.

Dated: August 20, 2002

Respectfully submitted,


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Marked-Up Version

In the Specification:

At page 4 the last paragraph should read as follows:

Referring to FIG. 3, the bottom right corner of the assembly 10 shown in FIG. 2 is illustrated in enlarged perspective. In this view, which is a mirror image of the opposite left-hand corner, the base rail 30 can be seen to be connected by a generally L-shaped glide tower 32 to the lower channel member 24. The glide tower 32 has an internally threaded portion 34 which threadedly receives a threaded stem 36 of a floor glide 20. The bottom end of each floor glide 20 is provided with a foot pad 38. Upper ends 40 of the stems 36 are configured in the illustrated embodiment with a hex head. Alternatively, the upper ends 40 of the stems 36 may be provided with screw driver slots or Torx recesses. An aperture 42 is formed in the lower channel member 24 in registry with each upper end 40 of the stems 36.

In The Claims:

4. (Amended) A modular wall panel assembly comprising:

a wall[generally rectangular] frame including a generally horizontal lower

[channel] member;

a base rail[secured to said lower channel member in parallel spaced relation

thereto];

at least two [opposed]glide assemblies connecting[secured to] said base rail to

said lower member of said wall frame, said glide assemblies each including a vertically oriented

adjustment[an upwardly directed threaded] member; and

tool receiving apertures[an aperture] in said lower [channel]member aligned

vertically above[in registry with] each adjustment[threaded] member[;] whereby

do as 103 now
12
44
37
619 res 37-34 frame 2 composed of member 12 & 60/12 res 45-46 & 57/10
obv.
that 12 has ap. to receive screws 37

method 406v.
[wherein] said frame is [can be] leveled on a floor by inserting a rotary tool

[vertically]through said apertures and rotating said adjustment threaded] members of said glide
[threaded]assemblies.

6. (Amended) The wall panel assembly of claim 4 including a base panel
member secured to said lower [channel]member of said wall frame and said base rail.